



CITY OF LODI COUNCIL COMMUNICATION

AGENDA TITLE: Adopt Resolution to Increase Parking Fines for the Lodi Municipal Code and California Vehicle Code Sections

MEETING DATE: November 3, 2010

PREPARED BY: Interim Chief of Police

RECOMMENDED ACTION: Adopt Resolution to increase parking fines for the Lodi Municipal Code and California Vehicle Code Sections.

BACKGROUND INFORMATION: Pursuant to AB 1617, cities are required to forward an additional \$3.00 from each parking citation to the State of California for deposit in the State Court Facilities Construction Fund. This change is in addition to the \$4.50 currently required to fund court operations. The new law goes into effect on, December 8, 2010, and sunsets July 1, 2013.

Revenue from parking citations is minimal with budgeted revenue for Fiscal Year 2010/2011 at \$56,000. Parking fines were reviewed in February, 2009 with the majority of the fines increasing from \$25 to \$37. A review of these fines shows the City is currently in line with other county jurisdictions. The proposed bail schedule (see appendix A) will cover the \$3.00 additional surcharge the City is required to pay to the County to deposit into the State Court Facilities Construction Fund, and does not increase City revenue.

FISCAL IMPACT: Raising bail amounts will allow the City to recover the new State-imposed fee. Failing to increase the bail amounts will reduce General Fund revenue by an estimated \$4,650 annually.

FUNDING AVAILABLE: Not applicable.



Captain Gary Benincasa
Interim Chief of Police

GB:JB:sm
cc: City Attorney

Attachments: Appendix A

APPROVED: _____


Konradt Bartlam, Interim City Manager

Section	Offense	Current Fine	Proposed Fine
10.44.010 B	Overtime Parking 30min	\$30.00	\$33.00
10.44.010 B	Permit Zone on City Streets	\$37.00	\$40.00
			\$40.00
10.44.020 B	Parking on Sidewalk or Parkway	\$37.00	\$40.00
10.44.020 C	Parking in alley except loading/unloading	\$37.00	\$40.00
10.44.020 D	Special Event no parking when previously signed 24-hours	\$37.00	\$40.00
10.44.020 G	Blocking wheelchair ramp where signed or red curb	\$37.00	\$40.00
10.44.030	Parking exceeds 72 consecutive hours	\$44.00	\$47.00
10.44.040 A	Vehicle "For Sale" except at the residence of owner	\$37.00	\$40.00
10.44.040 B	Person of firm displaying three or more vehicles for sale on public roadway/right-of-ways	\$70.00	\$73.00
10.44.040 C	For sale within 200 feet of signalized intersection	\$37.00	\$40.00
10.44.040 D	For Sale on private property within 30-feet of public street	\$37.00	\$40.00
10.44.040 F	Use of public street washing/publishing vehicles if charge is made for such service	\$37.00	\$40.00
10.44.050	Parking in position that obstructs traffic	\$37.00	\$40.00
10.44.070	No Parking of vehicle 6-feet in height, including load, within 100-feet of any signed and designated intersection	\$37.00	\$40.00
10.44.100 A	Angled Parking – out of markings	\$37.00	\$40.00
10.44.100 B	Angle Parking – Front wheel within 6' of curb	\$37.00	\$40.00
10.44.110 B	Out of designated space – straddling spaces	\$37.00	\$40.00
10.44.130 B	Permit required zone in City Lot	\$37.00	\$40.00
10.44.150 B	"Loading Zone" 20 minute Max, 3 minutes for passengers	\$37.00	\$40.00
10.44.150 C	"Passenger Loading Zone" 3 minutes max, Freight prohibited	\$37.00	\$40.00
10.48.010 A	Residential Permit required	\$30.00	\$33.00
10.52.050 A	Commercial vehicle, 10,000 GVW in residential district	\$44.00	\$47.00
10.52.050 B	Commercial vehicle outside specific signed area	\$44.00	\$47.00
10.52.060 A	Semi-trailer unattended without tractor on any public street, all, etc.	\$44.00	\$47.00
10.52.080 A	Commercial vehicle auxiliary engine within 250 feet of residential district between 10 pm and 7 am	\$70.00	\$73.00
15.40.100 C	Private property Fire Lane properly signed	\$37.00	\$40.00
17.60.190	Specific commercial vehicles greater than 3,000 GVW shall not park on private property in residential zones unless out of public view.	\$37.00	\$40.00
17.60.160 A	No vehicle parked on unapproved yard. Anti- "Yard Car" Washing and cleaning of such vehicle is exempt, or if behind an opaque fence 7-feet high	\$37.00	\$40.00

CVC Sections

Section	Offense	Current Fine	Proposed Fine
22500 (a thru i)	Assorted Vehicle code violations	\$47.00	\$50.00
22502 (a)	Parallel Parking Within 18" of Curb	\$47.00	\$50.00
22514	Fire Hydrant Within 15 feet	\$47.00	\$50.00
5200	Display of License Plate	\$102.00 or PC + \$10.00*	\$105.00 or PC + \$10.00*
5204	No Current Registration Tag	\$102.00 or PC + \$10.00*	\$105.00 or PC + \$10.00*
Late Fees	Fees paid if citation is not paid or contested within 21 calendar days	\$40.00	\$43.00

RESOLUTION NO. 2010-184

A RESOLUTION OF THE LODI CITY COUNCIL
APPROVING FEE INCREASES FOR PARKING FINES

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WHEREAS, the Lodi Municipal Code requires the City Council, by Resolution, to set fees for various services provided by the City of Lodi to recover those costs associated with providing specific services and programs; and

WHEREAS, staff recommends increasing fees for parking citation fines, as shown on the attached schedule marked Exhibit A.

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lodi does hereby implement the fee schedules as attached hereto and made a part of this Resolution; and

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict herewith are repealed insofar as such conflict may exist; and

FURTHER RESOLVED that this resolution shall be published one time in the "Lodi News-Sentinel," a daily newspaper of general circulation printed and published in the City of Lodi, and shall be in force and take effect fifteen (15) days from the date of its adoption, or as soon thereafter as administratively possible.

Dated: November 3, 2010

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I hereby certify that Resolution No. 2010-184 was passed and adopted by the City council of the City of Lodi in a regular meeting held November 3, 2010, by the following vote:

AYES: COUNCIL MEMBERS – Hansen, Hitchcock, Johnson, Mounce, and
Mayor Katzakian

NOES: COUNCIL MEMBERS – None

ABSENT: COUNCIL MEMBERS – None

ABSTAIN: COUNCIL MEMBERS – None



RANDI JOHL
City Clerk

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10.44.040 A	Vehicle "For Sale" except at the residence of owner	\$40.00
10.44.040 B	Person of firm displaying three or more vehicles for sale on public roadway/right-of-ways	\$73.00
10.44.040 C	For sale within 200 feet of signalized intersection	\$40.00
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10.44.050	Parking in position that obstructs traffic	\$40.00
10.44.070	No Parking of vehicle 6-feet in height, including load, within 100-feet of any signed and designated intersection	\$40.00
10.44.100 A	Angled Parking – out of markings	\$40.00
10.44.100 B	Angle Parking – Front wheel within 6" of curb	\$40.00
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Late Fees	Fees paid if citation is not paid or contested within 21 calendar days	\$43.00

* Maximum fine is set by judicial council and \$10.00 Proof of Correction fee is set by CVC section 40225.



***Please immediately confirm receipt
of this fax by calling 333-6702***

CITY OF LODI
P. O. BOX 3006
LODI, CALIFORNIA 95241-1910

ADVERTISING INSTRUCTIONS

SUBJECT: RESOLUTION APPROVING FEE INCREASE FOR PARKING FINES

PUBLISH DATE: WEDNESDAY, NOVEMBER 10, 2010

LEGAL AD

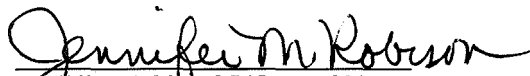
TEAR SHEETS WANTED: One (1) please

SEND AFFIDAVIT AND BILL TO:
LNS ACCT. #0510052

RANDI JOHL, CITY CLERK
City of Lodi
P.O. Box 3006
Lodi, CA 95241-1910

DATED: MONDAY, NOVEMBER 8, 2010

ORDERED BY: RANDI JOHL
CITY CLERK


JENNIFER M. ROBISON, CMC
ASSISTANT CITY CLERK

MARIA BECERRA
ADMINISTRATIVE CLERK

Verify Appearance of this Legal in the Newspaper – Copy to File

Faxed to the Sentinel at 369-1084 at <u>11:30am</u> (time) on <u>11/8/10</u> (date) <u>3</u> (pages)	
LNS _____	Phoned to confirm receipt of all pages at _____ (time) _____ CF _____ MB _____ JMR (initials)

PROOF OF PUBLICATION

(2015.5 C.C.C.P.)

STATE OF CALIFORNIA

County of San Joaquin

I am a citizen of the United States and a resident of the County aforesaid: I am over the age of eighteen years and not a party to or interested in the above entitled matter. I am the principal clerk of the printer of the Lodi News-Sentinel, a newspaper of general circulation, printed and published daily except Sundays and holidays, in the City of Lodi, California, County of San Joaquin and which newspaper had been adjudicated a newspaper of general circulation by the Superior Court, Department 3, of the County of San Joaquin, State of California, under the date of May 26th; 1953. Case Number 65990; that the notice of which the annexed is a printed copy (set in type not smaller than non-pareil) has been published in each regular and entire issue of said newspaper and not in any supplement thereto on the following dates to-wit:

November 10th,

all in the year 2010.

I certify (or declare) under the penalty of perjury that the foregoing is true and correct.

Dated at Lodi, California, this 10th day of
November 2016.


Signature

This space is for the County Clerk's Filing Stamp

Proof of Publication

Resolution Approving Fee Increase for Parking Fines

RESOLUTION NO. 2010-184

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WHEREAS, staff recommends increasing fees for parking citation fines, as shown on the attached schedule marked Exhibit A

NOW, THEREFORE, BE IT RESOLVED that the City Council of the City of Lodi does hereby implement the fee schedule as attached hereto and made a part of this Resolution, and

BE IT FURTHER RESOLVED that all resolutions or parts of resolutions in conflict herewith are repealed insofar as such conflict may exist; and

FURTHER RESOLVED that this resolution shall be published one time in the "Lodi News-Sentinel," a daily newspaper of general circulation printed and published in the City of Lodi; and shall be in force and take effect fifteen (15) days from the date of its adoption, or as soon thereafter as administratively possible

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RANDI JOHL
City Clerk

Exhibit A

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